

# Exhibit 1

DC-2016-002693.00 -

16 2693

## ALABAMA JUDICIAL INFORMATION SYSTEM

\* \* \* IN THE DISTRICT COURT OF CULLMAN COUNTY \* \* \*

AGENCY NUMBER: 161000461

WARRANT NUMBER: WR 2016 001763.00  
OTHER CASE NBR:

## C O M P L A I N T

BEFORE ME THE UNDERSIGNED JUDGE/CLERK/MAGISTRATE OF THE DISTRICT COURT OF CULLMAN COUNTY, ALABAMA, PERSONALLY APPEARED SUH BRANDI WHO BEING DULY SURN DEPOSES AND SAYS THAT HE/SHE HAS PROBABLE CAUSE FOR BELIEVING, AND DOES BELIEVE THAT RAY CHARLES SCHULTZ DEFENDANT, WHOSE NAME IS OTHERWISE UNKNOWN TO THE COMPLAINANT, DID WITHIN THE ABOVE NAMED COUNTY AND

DID ON OR ABOUT 10-30-2016, KNOWINGLY OR RECKLESSLY DISTRIBUTE, POSSESS WITH INTENT TO DISTRIBUTE OR OFFER OR AGREE TO DISTRIBUTE TO A MINOR TO-WIT: L.Y. ANY MATERIAL WHICH IS HARMFUL TO A MINOR TO-WIT; SENT HER A PICTURE OF HIS PENIS, IN VIOLATION OF 13A-012-200.5(1) OF THE CODE OF ALABAMA, AGAINST THE PEACE AND DIGNITY OF THE STATE OF ALABAMA.



Suh Brandi  
COMPLAINANT'S SIGNATURE

SWORN TO AND SUBSCRIBED BEFORE ME THIS THE 01 DAY OF DECEMBER, 2016.

*Open White*  
JUDGE/CLERK/MAGISTRATE OF DISTRICT COURT  
CHARGES: PORN-DISTRIBUTE TO M 13A-012-200.5(1) M MISDEMEANOR

WITNESS FOR THE STATE

SUH BRANDI/CCSD/CULLMAN/35055-

JACOBS JACKI/231 CO RD 1212/VINEMONT/35179 - *Lauren B. Monroe*  
CULPEPPER DIANE/4545 CO RD 1141/VINEMONT/35179 -

OPERATOR: BOW DATE: 12/01/2016

FILED IN OFFICE

DEC 07 2016

USA MCSWAIN  
CIRCUIT CLERK  
CULLMAN COUNTY

DOCUMENT

16 2693

## W A R R A N T

STATE OF ALABAMA

CULLMAN COUNTY

DISTRICT COURT

AGENCY NUMBER: 161000461

WARRANT NUMBER: WR 2016 001763.00  
OTHER CASE NBR:

TO ANY LAWFUL OFFICER OF THE STATE OF ALABAMA:  
<http://webviewer.alacourt.gov/viewer/CheckPay>

DRAFT

12/18/2016

DC-2016-002693.00 -

DAY OF

, OR UNTIL LEGALLY DISCHARGED.

DATED THIS 01 DAY OF DECEMBER, 2016.

BOND SET AT: 1 500.00 BOND TYPE: Property  
2  
3*Dean White*  
JUDGE/CLERK/MAGISTRATE OF DISTRICT COURT

CHARGES: PORN-DISTRIBUTE TO M 13A 012-200.5(1) M MISDEMEANOR

NAME: RAY CHARLES SCHULTZ ALIAS:  
ADDRESS: 124 COUNTY ROAD 1157 ALIAS:  
ADDRESS:  
CITY: CULLMAN STATE: AL ZIP: 35055 0000  
PHONE: 000 000 0000 EXT: 000EMPLOYMENT:  
DOB: 12/26/1989 RACE: W SEX: M HAIR: BRO  
EYE: HZL HEIGHT: 6'00" WEIGHT: 156  
SID: 000000000 SSN: DL NUM: 1848267

## E X E C U T I O N

EXECUTED THE WITHIN WARRANT BY ARRESTING THE DEFENDANT AND

PLACING DEFENDANT IN THE CULLMAN COUNTY JAIL  
 RELEASING DEFENDANT ON APPEARANCE BOND

THIS 10<sup>th</sup> DAY OF*December 2016*  
*Sherriff Matt White*  
*IN Brandi Suh 17*SHERIFF  
BYCOMPLAINANT: SUH BRANDI  
CCSD

CULLMAN AL 35055

FILED IN OFFICE

OPERATOR: BOW DATE: 12/01/2016

DEC-07-2016

USA - SWAIN  
CIRCUIT CLERK  
CULLMAN COUNTY

COP 27

State of Alabama Unified Judicial System Form C-80 Rev.8/2000	<b>ORDER ON INITIAL APPEARANCE</b>		Case Number <i>DC16-2693</i>
IN THE <u>District</u> COURT OF <u>Cullman</u> , ALABAMA (Circuit, District or Municipal)		(Name of County or Municipality)	
<input checked="" type="checkbox"/> STATE OF ALABAMA <input type="checkbox"/> MUNICIPALITY OF _____		v. Ray Charles Schultz Defendant	
The above-named defendant, charged with the criminal offense(s) of <u>Pornography-Distribute to Minor</u> , was duly brought before the Court for initial appearance on <u>12/8/16</u> at <u>1:57</u> o'clock <u>p.m.</u> whereupon the Court did the following, as checked in the appropriate blocks:			
<b>(CHECK AS APPLICABLE)</b>			
<input checked="" type="checkbox"/> 1. Name and address of defendant <input checked="" type="checkbox"/> (a) Ascertained the true name and address of the defendant to be: <i>Sam E. US as above</i> <i>124 CR 1157 Cullman 35007 - 3/4 years</i>			
<input type="checkbox"/> (b) Amended the formal charges to reflect defendant's true name. <input type="checkbox"/> (c) Instructed the defendant to notify the Court promptly of any change of address.			
<input checked="" type="checkbox"/> 2. Informed the defendant of the charges against him/her and ensured that the defendant was served with a copy of the charges.			
<input checked="" type="checkbox"/> 3. Informed the defendant of the right to be represented by counsel, that he/she would be afforded time and opportunity to retain an attorney, and further advised the defendant that, if he/she were indigent and unable to obtain counsel, an attorney would be appointed by the Court to represent him/her. Defendant <input type="checkbox"/> requested <input checked="" type="checkbox"/> did not request court-appointed counsel. If requested counsel, defendant <input type="checkbox"/> was <input checked="" type="checkbox"/> was not given a copy of the Affidavit of Substantial Hardship to complete in order for indigency to be determined.			
<input checked="" type="checkbox"/> 4. Informed the defendant that he/she had the right to remain silent and that anything that he/she said could be used against him/her.			
<input checked="" type="checkbox"/> 5. Bail <input type="checkbox"/> (a) Determined that the defendant shall not be released from custody since charged with a non bailable capital offense. <input checked="" type="checkbox"/> (b) Determined that the defendant shall be released from custody pending further proceedings, subject to the mandatory conditions prescribed in Rule 7.3(a), Ala.R.Crim.P., and subject to the following additional conditions: 1.) Execution of an appearance bond (recognizance) in the amount of \$ _____ <input checked="" type="checkbox"/> 2.) Execution of a secured appearance bond in the amount of \$ <u>2,500.00</u> Cash <input type="checkbox"/> 3.) Other conditions (specify) _____			
<input checked="" type="checkbox"/> 6. If charged with a felony offense, informed the defendant of right to demand a preliminary hearing under Rule 5.1, Ala.R.Crim.P., and of the procedure by which that right may be exercised.			
<input checked="" type="checkbox"/> 7. If charged with a felony offense a preliminary hearing was demanded within 30 days of date of arrest by the above named defendant, set a preliminary hearing to be held in the District Court of _____ an <input type="checkbox"/> (a) Notified the District Court that such demand was made. <input checked="" type="checkbox"/> (b) Defendant made no demand for a preliminary hearing at the initial appearance hearings.			
<input checked="" type="checkbox"/> 8. Other: _____			
12/8/16 Date	<b>FILED IN OFFICE</b> <i>Any Block</i> DEC 08 2016 Judge Administrator		

USA McSWAIN  
CIRCUIT CLERK  
CULLMAN COUNTY

# Exhibit 2

**WARRANT OF ARREST**  
**CULLMAN COUNTY**

**STATE OF ALABAMA**

**DISTRICT COURT**

Agency # 170200059-01

**WARRANT NO.** \_\_\_\_\_

**TO ANY LAWFUL OFFICER OF THE STATE OF ALABAMA:**

You are hereby commanded to arrest TYRONE DAISHAWN BEEBE and bring him before the DISTRICT COURT OF CULLMAN COUNTY, to answer to the State of Alabama on a charge of:

**1. BURGLARY THIRD DEGREE**

and you have then and there this writ with your return thereon.

You will receive unto your custody and detain him until the day of \_\_\_\_\_, 20 \_\_\_\_\_. \_\_\_\_\_

Bond set at \$ \_\_\_\_\_

Date \_\_\_\_\_

Judge/Clerk/Magistrate of District Court

**DEFENDANT INFORMATION**

**TYRONE DAISHAWN BEEBE**

Aliases: None Reported

13411 COUNTY ROAD 747,  
HANCEVILLE, AL 35077

Race: BLK Sex: M

Height: 5'10"

Weight: 160 Eyes: BLK

Hair: BLK

D.O.B: 4/25/1997

AL 8697130

**EXECUTION**

Executed the within warrant by arresting the defendant and  
 Placing defendant in the Cullman County Jail  
 Releasing defendant on appearance bond

Matt Gandy Sheriff  
By J. L. S. Deputy Sheriff

Date: 2-2-17

## BAIL REQUEST

TO: \_\_\_\_\_, JUDGE OF THE DISTRICT COURT, CULLMAN, COUNTY, ALABAMA  
 STATE OF ALABAMA VS. TYRONE DAISHAWN BEEBE

CHARGE: BURGLARY 3RD TITLE: 13A-7-7 CODE OF ALABAMA

THE UNDERSIGNED OFFICER HEREBY REQUESTS THAT THE BOND/BAIL IN THIS CASE BE SET ABOVE THE RECOMMENDED DISCRETIONARY BAIL SCHEDULE. THE REASONS ARE SET FORTH AS FOLLOWS:

CIRCUMSTANCES OF THE DEFENDANT'S AGE, BACKGROUND, AND/OR FAMILY: \_\_\_\_\_

PRIOR CRIMINAL CONVICTIONS: \_\_\_\_\_

VIOLENCE WAS PRESENT IN THE ALLEGED COMMISSION OF THE OFFENSE: \_\_\_\_\_

DEFENDANT WAS ARMED WITH A WEAPON IN COMMISSION OF THE OFFENSE: \_\_\_\_\_

DEFENDANT HAS THREATENED VICTIM/WITNESS INVOLVED IN THIS OFFENSE: \_\_\_\_\_

PROPERTY VALUE DURING THE COMMISSION OF THE OFFENSE: \_\_\_\_\_

RESIDENCE OF THE DEFENDANT: \_\_\_\_\_

OTHER REASONS WHICH ARE DESCRIBED AS FOLLOWS: OFFENDER AND HIS BROTHER THREATENED TO ROB WENDYS IN CULLMAN, WERE FOUND AT WENDYS WITH A HANDGUN. SUSPECTS HAVE ALSO INQUIRED ABOUT OBTAINING "ARTILLERY"

ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, AT \_\_\_\_\_ O'CLOCK \_\_\_\_\_. M.  
 JUDGE \_\_\_\_\_ OF CULLMAN COUNTY, ALABAMA, WAS  
 CONTACTED TELEPHONICALLY OR IN PERSON. THE ABOVE MENTIONED FACTS  
 WERE PRESENTED TO HIM.

INV. JACOB GABLE  
 OFFICER  
 CCSO  
 AGENCY

**FILED IN OFFICE**  
 FEB 03 2017  
 LISA MESSAM  
 CIRCUIT CLERK  
 CULLMAN COUNTY

15,000.00  
 ON 5th BOND  
 open White  
 Maristate

State of Alabama Unified Judicial System Form CR-6 Rev.8/98		COMPLAINT (Felonies, Misdemeanors, or Violations - District Court or Municipal Court)	Warrant Number DC-17-127 Case Number 170200059															
IN THE <u>DISTRICT</u> COURT OF <u>CULLMAN</u> , ALABAMA (Circuit, District, or Municipal) (Name of Municipality or County)																		
<input checked="" type="checkbox"/> STATE OF ALABAMA <input type="checkbox"/> MUNICIPALITY OF <u>DAVON TRESHAWN BEEBE</u> <u>Defendant</u>																		
<p>Before me, the undersigned authority, personally appeared this day the undersigned complainant who, upon first being duly sworn, states on oath that he/she has probable cause for believing, and does believe, that <u>TYRONE TREHAWN BEEBE</u>, defendant, whose name is otherwise unknown to the complainant, did, prior to the commencement of this action, on or about <u>01-28-2017 / 02-01-2017</u> (date of occurrence) commit the offense of <u>BURGLARY 3RD</u> within the</p> <p><input checked="" type="checkbox"/> County of <u>CULLMAN, AL</u>  <input type="checkbox"/> City/Town of _____ or in the police jurisdiction thereof, in that he/she</p> <p>did: <i>(State specific facts here. Continue on a separate sheet of paper if needed.)</i> PROBABLE CAUSE WAS FOUND THAT DEVON BEEBE COMMITTED BURGLARY 3RD AGAINST RICHARD MACK. INCLUDED IN THE CASE FILE IS MULTIPLE WITNESS STATEMENTS PLACING BEEBE IN POSSESSION OF THE STOLEN PROPERTY AS WELL AS THE TWO OTHER CO DEFENDENTS STATEMENTS ADMITTING TO THE BURGLARY AND TYRONES PART IN THE BURGLARY. ALSO DAVON ADMITTED TO COMMITTING THE BURGLARY.</p> <p>in violation of</p> <p><input checked="" type="checkbox"/> Section <u>13A-7-7</u>, Ala. Code 1975.  <input type="checkbox"/> Municipal Ordinance Number _____, which embraces Section <u>13A-7-7</u>, Ala. Code 1975, previously adopted, effective and in force at the time the offense was committed.  <input type="checkbox"/> Other _____</p> <p>Sworn to and Subscribed before me this <u>3rd</u> day of <u>February</u>, 2017  <u>Open White</u>    Judge/Magistrate/Warrant Clerk</p> <p><i>FILED IN OFFICE</i>  <i>FEB 03 2017</i>  <i>LISA MCSWAIN</i>  <i>CIRCUIT CLERK</i>  <i>CULLMAN COUNTY</i></p> <p><i>Jacob Gable</i>    JACOB GABLE    Complaint    1910 Beech Ave SE, Cullman, AL 35055    Address    256-734-0342    Telephone Number</p> <p><b>WITNESSES</b></p> <table border="1"> <thead> <tr> <th>Name</th> <th>Address</th> <th>Telephone Number</th> </tr> </thead> <tbody> <tr> <td><u>JACOB GABLE</u></td> <td><u>1910 Beech Ave SE Cullman, AL</u></td> <td><u>256-734-0342</u></td> </tr> <tr> <td><u>PHILLIP HARRIS</u></td> <td><u>1910 Beech Ave SE Cullman, AL</u></td> <td><u>256-734-0342</u></td> </tr> <tr> <td><u>JOEY CLARK</u></td> <td><u>1910 Beech Ave SE Cullman, AL</u></td> <td><u>256-734-0342</u></td> </tr> <tr> <td><u>TERRY SMITH</u></td> <td><u>1910 Beech Ave SE Cullman, AL</u></td> <td><u>256-734-0342</u></td> </tr> </tbody> </table> <p>Additional Witnesses on Reverse Side.</p>				Name	Address	Telephone Number	<u>JACOB GABLE</u>	<u>1910 Beech Ave SE Cullman, AL</u>	<u>256-734-0342</u>	<u>PHILLIP HARRIS</u>	<u>1910 Beech Ave SE Cullman, AL</u>	<u>256-734-0342</u>	<u>JOEY CLARK</u>	<u>1910 Beech Ave SE Cullman, AL</u>	<u>256-734-0342</u>	<u>TERRY SMITH</u>	<u>1910 Beech Ave SE Cullman, AL</u>	<u>256-734-0342</u>
Name	Address	Telephone Number																
<u>JACOB GABLE</u>	<u>1910 Beech Ave SE Cullman, AL</u>	<u>256-734-0342</u>																
<u>PHILLIP HARRIS</u>	<u>1910 Beech Ave SE Cullman, AL</u>	<u>256-734-0342</u>																
<u>JOEY CLARK</u>	<u>1910 Beech Ave SE Cullman, AL</u>	<u>256-734-0342</u>																
<u>TERRY SMITH</u>	<u>1910 Beech Ave SE Cullman, AL</u>	<u>256-734-0342</u>																

**WARRANT OF ARREST**  
**CULLMAN COUNTY**

**STATE OF ALABAMA**

**DISTRICT COURT**

Agency # 170200059

**WARRANT NO.** \_\_\_\_\_

**TO ANY LAWFUL OFFICER OF THE STATE OF ALABAMA:**

You are hereby commanded to arrest DAVON TRESHAWN BEEBE and bring him before the DISTRICT COURT OF CULLMAN COUNTY, to answer to the State of Alabama on a charge of:

**1. BURGLARY THIRD DEGREE**

and you have then and there this writ with your return thereon.

You will receive unto your custody and detain him until the \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_. \_\_\_\_\_

Bond set at \$ \_\_\_\_\_

Date \_\_\_\_\_

Judge/Clerk/Magistrate of District Court

**DEFENDANT INFORMATION**

**DAVON TRESHAWN BEEBE**

Aliases: *None Reported*

1996 COUNTY ROAD 750, CULLMAN,  
AL 35055 *Mom's*

Race: **BLK** Sex: **M**

Height: **5'10"**

Weight: **160** Eyes: **BRN**

Hair: **BLK**

D.O.B: **5/6/1989**

*AL 8783923*

**EXECUTION**

Executed the within warrant by arresting the defendant and  
 Placing defendant in the Cullman County Jail  
 Releasing defendant on appearance bond

*Matt Gandy* Sheriff  
By *J. Gandy* Deputy Sheriff

Date: 2-2-17

## BAIL REQUEST

TO: \_\_\_\_\_, JUDGE OF THE DISTRICT COURT, CULLMAN, COUNTY, ALABAMA  
 STATE OF ALABAMA VS. DAVON TREHAWN BEEBE

CHARGE: BURGLARY 3RD TITLE: 13A-7-7 CODE OF ALABAMA

THE UNDERSIGNED OFFICER HEREBY REQUESTS THAT THE BOND/BAIL IN THIS CASE BE SET ABOVE THE RECOMMENDED DISCRETIONARY BAIL SCHEDULE. THE REASONS ARE SET FORTH AS FOLLOWS:

CIRCUMSTANCES OF THE DEFENDANT'S AGE, BACKGROUND, AND/OR FAMILY: \_\_\_\_\_

PRIOR CRIMINAL CONVICTIONS: \_\_\_\_\_

VIOLENCE WAS PRESENT IN THE ALLEGED COMMISSION OF THE OFFENSE: \_\_\_\_\_

DEFENDANT WAS ARMED WITH A WEAPON IN COMMISSION OF THE OFFENSE: \_\_\_\_\_

DEFENDANT HAS THREATENED VICTIM/WITNESS INVOLVED IN THIS OFFENSE: \_\_\_\_\_

PROPERTY VALUE DURING THE COMMISSION OF THE OFFENSE: \_\_\_\_\_

RESIDENCE OF THE DEFENDANT: \_\_\_\_\_

OTHER REASONS WHICH ARE DESCRIBED AS FOLLOWS: OFFENDER AND HIS BROTHER THREATENED TO ROB WENDY'S IN CULLMAN, WERE FOUND AT WENDY'S WITH A HANDGUN. SUSPECTS HAVE ALSO INQUIRED ABOUT OBTAINING ARTILLERY. \_\_\_\_\_

ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, \_\_\_\_\_ AT \_\_\_\_\_ O'CLOCK \_\_\_\_ M.  
 JUDGE \_\_\_\_\_ OF CULLMAN COUNTY, ALABAMA, WAS  
 CONTACTED TELEPHONICALLY OR IN PERSON. THE ABOVE MENTIONED FACTS  
 WERE PRESENTED TO HIM.

INV. JACOB GABLE  
 OFFICER  
 CCSO  
 AGENCY

FEB 03 2017  
 USA MC SHAWIN  
 CIRCUIT CLERK  
 CULLMAN COUNTY

15,000.00  
 CASH BOND  
 Grant White  
 magistrate

FILED IN OFFICE

# Exhibit 3

DC-17-128

State of Alabama Unified Judicial System Form C-81 11/91	ADVICE OF RIGHTS ON INITIAL APPEARANCE BEFORE JUDGE OR MAGISTRATE (Felony)	Case Number PL
IN THE _____ DISTRICT (Circuit, District or Municipal)	COURT OF _____	CULLMAN, ALABAMA (Name of County or Municipality)
<input checked="" type="checkbox"/> STATE OF ALABAMA <input type="checkbox"/> MUNICIPALITY OF _____		v. <u>Tyrone Daishawn Beebe</u> Defendant

This is a first appearance hearing. You are charged with committing the offense(s) of Burglary in this court in violation of

13A-7-7-(a)(3)

The primary purpose of this hearing is to ensure that you know and understand the charge or charges against you. At this hearing, there will be no determination made about your guilt or innocence of the crime charged, but only a determination that you know and understand the charge or charges against you. If you are before the court on a complaint following a warrantless arrest, the judge or magistrate will determine whether there is probable cause for the charge against you.

In addition, the purpose of this hearing is to determine whether bail should be set in your case; or, if it has been already set, if it should remain the same, be raised, be lowered, or whether you should be released upon your personal recognizance (that is, your promise to appear for future court proceedings) or released in the custody of some responsible person. In order to make this determination, it will be necessary for the judge or magistrate to ask you some questions concerning your ties with the community.

You are entitled to be represented by an attorney. You have a right to have your own attorney and will be given time and opportunity to retain an attorney. If you are unable to afford an attorney, one will be appointed for you by the court if you qualify for such representation. It will be necessary for you to complete an indigency questionnaire under oath in order for the court to make this determination.

You have a right to talk with your attorney, family, or friends and, if necessary, reasonable means will be provided order to enable you to do so. You have the right to remain silent. Anything that you say may be used against you.

Because you are charged with a felony, you are entitled to demand a preliminary hearing before a judge or magistrate to determine whether there is sufficient evidence to establish that you probably committed the offense or offenses with which you are charged. You must make this demand within thirty (30) days of the date of arrest. If a hearing is demanded and one is conducted, and if, at the conclusion of the preliminary hearing, the judge finds that sufficient evidence has been shown to establish that you probably committed the offense or offenses with which you are charged, the judge will then bind you over for further action by a grand jury. If, on the other hand, the judge finds that the evidence is insufficient to establish that you probably committed the crime or crimes charged, then the judge will dismiss the charge and discharge you from further custody or pre-trial obligations subject to the right of the prosecution to reinstate the charges against you at a later time.

If you are released from custody (whether personal recognizance or otherwise), you must:

- 1) Appear to answer and submit to all orders and process of the court having jurisdiction in the case.
- 2) Refrain from committing any criminal offense.
- 3) Not depart from the State of Alabama without the leave of the court having jurisdiction of this case.
- 4) Promptly notify the court of any change of address or the phone number.
- 5) Other conditions: \_\_\_\_\_

The provisions of the Release Order may be revoked or modified by the court for cause. The Release Order and any appearance bond executed in compliance with it will continue in force and effect until the dismissal, acquittal, or conviction on the charges, unless sooner revoked or modified by the court. Upon report of a violation of any of the above conditions, a warrant for your arrest will be issued.

2-3-17  
Date

Jane White Lisa McSwain  
Judge Magistrate

I have read or have been advised of the matters herein set forth. I understand the explanation of procedures, rights, and information given to me at the initial court appearance. I understand the conditions of my release and the penalties applicable in the event that I violate any conditions imposed herein. I also understand that failure to appear as required may subject me to additional charges in the revocation of release.

2-3-17  
Date

Faretine  
Defendant

FILED IN OFFICE

FEB 03 2017

LISA MCSWAIN  
CIRCUIT CLERK  
CULLMAN COUNTY

State of Alabama Unified Judicial System Form C-80 Rev.8/2000		<b>ORDER ON INITIAL APPEARANCE</b>		Case Number <i>PC</i>
IN THE _____ District (Circuit, District or Municipal)		COURT OF _____ Cullman (Name of County or Municipality) ALABAMA		
<input checked="" type="checkbox"/> STATE OF ALABAMA <input type="checkbox"/> MUNICIPALITY OF _____		<i>v. Tyrone Daishawn Beck</i> Defendant		
The above-named defendant, charged with the criminal offenses of _____, was duly brought before the Court for initial appearance on <u>2-3-11</u> at <u>2:30</u> o'clock p.m. whereupon the Court did the following, as checked in the appropriate blocks:				
<b>(CHECK AS APPLICABLE)</b>				
<input checked="" type="checkbox"/> 1. Name and address of defendant. (a) Ascertained the true name and address of the defendant to be: <u>13411 Co Rd 741</u> <u>Hanceville, AL 35077</u>				
(b) Amended the formal charges to reflect defendant's true name. (c) Instructed the defendant to notify the Court promptly of any change of address.				
<input checked="" type="checkbox"/> 2. Informed the defendant of the charges against him/her and ensured that the defendant was served with a copy of the charges.				
<input checked="" type="checkbox"/> 3. Informed the defendant of the right to be represented by counsel, that he/she would be afforded time and opportunity to retain an attorney, and further advised the defendant that, if he/she were indigent and unable to obtain counsel, an attorney would be appointed by the Court to represent him/her. Defendant <input checked="" type="checkbox"/> requested <input type="checkbox"/> did not request court-appointed counsel. If requested counsel, defendant <input checked="" type="checkbox"/> was <input type="checkbox"/> was not given a copy of the Affidavit of Substantial Hardship to complete in order for indigency to be determined. <i>By jail staff</i>				
<input checked="" type="checkbox"/> 4. Informed the defendant that he/she had the right to remain silent and that anything that he/she said could be used against him/her.				
<input checked="" type="checkbox"/> 5. Bail (a) Determined that the defendant shall not be released from custody since charged with a non-bailable capital offense. <input checked="" type="checkbox"/> (b) Determined that the defendant shall be released from custody pending further proceedings, subject to the mandatory conditions prescribed in Rule 7.3(a), Ala.R.Crim.P., and subject to the following additional conditions: 1.) Execution of an appearance bond (recognizance) in the amount of \$ 2.) Execution of a secured appearance bond in the amount of \$ <u>15,000.00 CASH</u> 3.) Other conditions (specify) <u>BOND</u>				
<input checked="" type="checkbox"/> 6. If charged with a felony offense, informed the defendant of right to demand a preliminary hearing under Rule 7.3, Ala.R.Crim.P., and of the procedure by which that right may be exercised.				
<input checked="" type="checkbox"/> 7. If charged with a felony offense a preliminary hearing was demanded within 30 days of date of arrest by the above named defendant, set a preliminary hearing to be held in the District Court of _____ on _____ (date) at _____ o'clock p.m.				
(a) Notified the District Court that such demand was made. <input checked="" type="checkbox"/> (b) Defendant made no demand for a preliminary hearing at the initial appearance hearing.				
<input checked="" type="checkbox"/> 8. Other: _____				
<i>2-3-11</i> Date		<i>John White, Circuit Clerk</i> Judicial Magistrate		

DC-17-127

State of Alabama Unified Judicial System Form C-80 Rev.8/2000		ORDER ON INITIAL APPEARANCE	Case Number PC
IN THE _____ District (Circuit, District or Municipal)		COURT OF _____ (Name of County or Municipality)	Cullman, ALABAMA
<input checked="" type="checkbox"/> STATE OF ALABAMA <input type="checkbox"/> MUNICIPALITY OF _____		v. <u>Dawn TreShawn Beebe</u> Defendant	
The above-named defendant, charged with the criminal offense(s) of <u>Burg. 3rd</u> , was duly brought before the Court for initial appearance on <u>2-3-17</u> , at <u>2:45</u> o'clock <u>p.m.</u> whereupon the Court did the following, as checked in the appropriate blocks: (CHECK AS APPLICABLE)			
<input checked="" type="checkbox"/> 1. Name and address of defendant. <input checked="" type="checkbox"/> (a) Ascertained the true name and address of the defendant to be: <u>13411 Co. Rd 747</u> <u>Hanceville, AL 35077</u>			
<input type="checkbox"/> (b) Amended the formal charges to reflect defendant's true name. <input type="checkbox"/> (c) Instructed the defendant to notify the Court promptly of any change of address.			
<input checked="" type="checkbox"/> 2. Informed the defendant of the charges against him/her and ensured that the defendant was served with a copy of the charges.  <input checked="" type="checkbox"/> 3. Informed the defendant of the right to be represented by counsel, that he/she would be afforded time and opportunity to retain an attorney, and further advised the defendant that, if he/she were indigent and unable to obtain counsel, an attorney would be appointed by the Court to represent him/her. Defendant <input checked="" type="checkbox"/> requested <input type="checkbox"/> did not request court-appointed counsel. If requested counsel, defendant <input checked="" type="checkbox"/> was <input type="checkbox"/> was not given a copy of the Affidavit of Substantial Hardship to complete in order for indigency to be determined. <u>By jail staff</u>			
<input checked="" type="checkbox"/> 4. Informed the defendant that he/she had the right to remain silent and that anything that he/she said could be used against him/her.			
<input checked="" type="checkbox"/> 5. Bail <input type="checkbox"/> (a) Determined that the defendant shall not be released from custody since charged with a non-bailable capital offense. <input checked="" type="checkbox"/> (b) Determined that the defendant shall be released from custody pending further proceedings, subject to the mandatory conditions prescribed in Rule 7.3(a), Ala.R.Crim.P., and subject to the following additional conditions: 1.) Execution of an appearance bond (recognizance) in the amount of \$ <input checked="" type="checkbox"/> 2.) Execution of a secured appearance bond in the amount of \$ <u>15,000.00 CASH BOND</u> 3.) Other conditions (specify) _____			
<input checked="" type="checkbox"/> 6. If charged with a felony offense, informed the defendant of right to demand a preliminary hearing under Rule 5.1, Ala.R.Crim.P., and of the procedure by which that right may be exercised.			
<input checked="" type="checkbox"/> 7. If charged with a felony offense a preliminary hearing was demanded within 30 days of date of arrest by the above named defendant, set a preliminary hearing to be held in the District Court of _____ (date) at _____ o'clock <u>FEB 03 2017</u> (a) Notified the District Court that such demand was made. <input type="checkbox"/> (b) Defendant made no demand for a preliminary hearing at the initial appearance hearing.			
<input checked="" type="checkbox"/> 8. Other: _____			
<u>2-3-17</u> Date		<u>Dawn TreShawn Beebe</u> Judge/Magistrate	

FILED IN OFFICE

LISA McSWAIN  
CIRCUIT CLERK  
CULLMAN COUNTY

State of Alabama Unified Judicial System Form C-81 11/91		ADVICE OF RIGHTS ON INITIAL APPEARANCE BEFORE JUDGE OR MAGISTRATE (Felony)		Case Number PC
IN THE DISTRICT (Circuit, District or Municipal)		COURT OF CULLMAN (Name of County or Municipality)		ALABAMA
<input checked="" type="checkbox"/> STATE OF ALABAMA <input type="checkbox"/> MUNICIPALITY OF		v. <u>Davor Treshawn Becke</u> Defendant		
<p>This is a first appearance hearing. You are charged with committing the offense(s) of  <u>Burg. 3rd</u> <u>13A-7-7(a)(3)</u> in this court in violation of  <u>13A-7-7(a)(3)</u>. The primary purpose of this hearing            is to ensure that you know and understand the charge or charges against you. At this hearing, there will be no determination            made about your guilt or innocence of the crime charged, but only a determination that you know and understand the charge            or charges against you. If you are before the court on a complaint following a warrantless arrest, the judge or magistrate will            determine whether there is probable cause for the charge against you.</p> <p>In addition, the purpose of this hearing is to determine whether bail should be set in your case; or, if it has been            already set, if it should remain the same, be raised, be lowered, or whether you should be released upon your personal            recognizance (that is, your promise to appear for future court proceedings) or released in the custody of some responsible            person. In order to make this determination, it will be necessary for the judge or magistrate to ask you some questions            concerning your ties with the community.</p> <p>You are entitled to be represented by an attorney. You have a right to have your own attorney and will be given time            and opportunity to retain an attorney. If you are unable to afford an attorney, one will be appointed for you by the court if you            qualify for such representation. It will be necessary for you to complete an indigency questionnaire under oath in order for            the court to make this determination.</p> <p>You have a right to talk with your attorney, family, or friends and, if necessary, reasonable means will be provided            order to enable you to do so. You have the right to remain silent. Anything that you say may be used against you.</p> <p>Because you are charged with a felony, you are entitled to demand a preliminary hearing before a judge or            magistrate to determine whether there is sufficient evidence to establish that you probably committed the offense or offenses            with which you are charged. You must make this demand within thirty (30) days of the date of arrest. If a hearing is            demanded and one is conducted, and if, at the conclusion of the preliminary hearing, the judge finds that sufficient evidence            has been shown to establish that you probably committed the offense or offenses with which you are charged, the judge will            then bind you over for further action by a grand jury. If, on the other hand, the judge finds that the evidence is insufficient to            establish that you probably committed the crime or crimes charged, then the judge will dismiss the charge and discharge            you from further custody or pre-trial obligations subject to the right of the prosecution to reinstate the charges against you            at a later time.</p> <p>If you are released from custody (whether personal recognizance or otherwise), you must:</p> <ol style="list-style-type: none"> <li>1) Appear to answer and submit to all orders and process of the court having jurisdiction in the case.</li> <li>2) Refrain from committing any criminal offense.</li> <li>3) Not depart from the State of Alabama without the leave of the court having jurisdiction of this case.</li> <li>4) Promptly notify the court of any change of address or the phone number.</li> <li>5) Other conditions:</li> </ol> <hr/> <p>The provisions of the Release Order may be revoked or modified by the court for cause. The Release Order and            any appearance bond executed in compliance with it will continue in force and effect until the dismissal, acquittal, or            conviction on the charges, unless sooner revoked or modified by the court. Upon report of a violation of any of the above            conditions, a warrant for your arrest will be issued.</p> <p><u>2-3-17</u>            Date <u>2-3-17</u>            Judge/Magistrate <u>Court White</u> <u>Isa M. N. D. W.</u></p> <p>I have read or have been advised of the matters herein set forth. I understand the explanation of procedures, rights, and            information given to me at the initial court appearance. I understand the conditions of my release and the penalties applicable            in the event that I violate any conditions imposed herein. I also understand that failure to appear as required may subject me to            additional charges in the revocation of release.</p> <p><u>2-3-17</u>            Date <u>2-3-17</u>            Defendant <u>Facetime</u></p> <p><b>FILED IN OFFICE</b>  <u>FEB 03 2017</u></p>				

USA McSWAIN  
CIRCUIT CLERK  
CULLMAN COUNTY

# Exhibit 4

THE DISTRICT COURT OF CULLMAN COUNTY

Agency # 170101704  
CMS # 17-0155 01

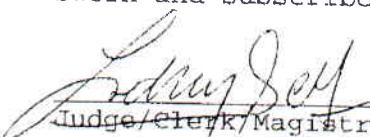
WARRANT NO. WF 17-259

**COMPLAINT**

Before me the undersigned Judge/Clerk/Magistrate of The District Court of Cullman County, Alabama, personally appeared JUSTIN HOWSE who being duly sworn deposes and says that he/she has probable cause for believing, and does believe that,

JAMES HUGO STERLING, whose name is otherwise unknown to the affiant, did, with intent to defraud, possess or utter a forged instrument, to-wit: a check drawn on PREMIER BANK, dated 12/27/16, being check number 871, made payable to JAMES H. STERLING, in the amount of \$468.00, drawn on the account of YVONNE STERLING, bearing the signature of YVONNE A. STERLING, as the maker thereof, which is or purports to be the genuine signature of YVONNE STERLING, or which is calculated to become or to represent if completed, an assignment or a check, draft, note, or other commercial instrument which does or may evidence, create, transfer, terminate, or otherwise affect a legal right, interest, obligation, or status, having knowledge said instrument was forged, in violation of Title 13A-9-6.1 of the Code of Alabama

JAMES HUGO STERLING, whose name is otherwise unknown to the affiant, did, with intent to defraud, possess or utter a forged instrument, to-wit: a check drawn on PREMIER BANK, dated 01/05/17, being check number 875, made payable to JAMES STERLING, in the amount of \$350.00, drawn on the account of YVONNE STERLING, bearing the signature of YVONNE A. STERLING, as the maker thereof, which is or purports to be the genuine signature of YVONNE STERLING, or which is calculated to become or to represent if completed, an assignment or a check, draft, note, or other commercial instrument which does or may evidence, create, transfer, terminate, or otherwise affect a legal right, interest, obligation, or status, having knowledge said instrument was forged, in violation of Title 13A-9-6.1 of the Code of Alabama against the peace and dignity of the State of Alabama.

  
\_\_\_\_\_  
Complainant's Signature

Sworn and Subscribed before me this the 14 day of February, 2017.

Judge/Clerk/Magistrate of the Court

Charges:

1. POSSESSION OF A FORGED INSTRUMENT THIRD
2. POSSESSION OF A FORGED INSTRUMENT THIRD

**FILED IN OFFICE**

**FEB 16 2017**

LISA MCGWAIN  
CIRCUIT CLERK  
CULLMAN COUNTY

Witness for the State

JUSTIN HOWSE, CULLMAN CO SHERIFF'S OFFICE, CULLMAN, AL

**WARRANT OF ARREST**  
**CULLMAN COUNTY**

**STATE OF ALABAMA**

**DISTRICT COURT**

Agency # 170101704

**WARRANT NO.** \_\_\_\_\_

**TO ANY LAWFUL OFFICER OF THE STATE OF ALABAMA:**

You are hereby commanded to arrest JAMES HUGO STERLING and bring him before the DISTRICT COURT OF CULLMAN COUNTY, to answer to the State of Alabama on a charge of:

1. POSSESSION OF A FORGED INSTRUMENT THIRD

2. POSSESSION OF A FORGED INSTRUMENT THIRD

and you have then and there this writ with your return thereon.

You will receive unto your custody and detain him until the day of \_\_\_\_\_, 20\_\_\_\_.

Bond set at \$10,000 Cash

3/14/17

Date

*Lickey Stry*  
Judge/Clerk/Magistrate of District Court

---

**DEFENDANT INFORMATION**

---

**JAMES HUGO STERLING**

Race: CAU Sex: M

Aliases: HUGO STERLING

Height: 5'08"

JIMMY STERLING

Weight: 210 Eyes: BLU

101A CO RD 1400, CULLMAN, AL  
35055

Hair: BRN

D.O.B: 10/31/1968

SSN: 416-98-1074

---

**EXECUTION**

---

Executed the within warrant by arresting the defendant and  
 Placing defendant in the Cullman County Jail  
 Releasing defendant on appearance bond

*Matty Stry* \_\_\_\_\_ Sheriff  
By \_\_\_\_\_ Deputy Sheriff  
Date: 02/15/17

WR 17-259

**Supplement**

I, Investigator Howse, had conducted the investigation into the theft and forgery of Ivonne Sterling, victim, personal checks. The victim stated that she noticed on her banking statement that two checks were written without her permission. The forged checks were Premier Bank of the South Checks, #871-9468, #878-5360. The checks were written on December 17, 2016 and January 05, 2017. Both of the forged checks were made to order of James Sterling, the victim's son. The victim has stated that she did not authorize her son to possess and/or make a transaction with her checks.

I requested video footage of the listed checks transactions from Premier Bank of the South. The video showed on both dates listed James Sterling making transactions in the banks drive through with the victim's forged checks. Since the transactions Premier Bank of the South had reimbursed the victim the money from the forged checks. Jacob Mullins, vice president, of the Premier Bank of the South in Cullman advised they did want to pursue charges against James Sterling and restitution ordered.



Sworn to me this  
14th day of February 2017

  
\_\_\_\_\_  
Magistrate

## BAIL REQUEST

TO: JUDGE OF THE DISTRICT COURT, CULLMAN COUNTY, ALABAMA  
STATE OF ALABAMA VS. James Hugo sterling

CHARGE: Pass. Engd. Tchr. 31 TITLE 13A-9-6 CODE OF ALABAMA

THE UNDERSIGNED OFFICER HEREBY REQUESTS THAT THE BOND/BAIL IN THIS CASE BE SET ABOVE THE RECOMMENDED DISCRETIONARY BAIL SCHEDULE. THE REASONS ARE SET FORTH AS FOLLOWS:

CIRCUMSTANCES OF THE DEFENDANT'S AGE, BACKGROUND, AND/OR FAMILY:

PRIOR CRIMINAL CONVICTIONS:

VIOLENCE WAS PRESENT IN THE ALLEGED COMMISSION OF THE OFFENSE:

DEFENDANT WAS ARMED WITH A WEAPON IN COMMISSION OF THE OFFENSE:

DEFENDANT HAS THREATENED VICTIMS/WITNESSES INVOLVED IN THIS OFFENSE:

PROPERTY VALUE DURING THE COMMISSION OF THE OFFENSE:

RESIDENCE OF THE DEFENDANT:

OTHER REASONS WHICH ARE DESCRIBED AS FOLLOWS: James sterling, victim, has expressed to the Sheriff's office that he is afraid that James Hugo sterling, son, will retaliate against her for contacting S.O. about  
ON THE        DAY OF       , AT        O'CLOCK        M.      chuts.

JUDGE \_\_\_\_\_ OF CULLMAN COUNTY, ALABAMA, WAS CONTACTED TELEPHONICALLY OR IN PERSON. THE ABOVE MENTIONED FACTS WERE PRESENTED TO HIM.

*[Signature]* 15  
OFFICER  
CC:O  
AGENCY

**FILED IN OFFICE**

FEB 14 2017  
LISA MUSWAIN  
CIRCUIT CLERK  
CULLMAN COUNTY

2/14/17  
4 7000 Cash Bond  
Loddy Sef  
Magistrate

# Exhibit 5



ELECTRONICALLY FILED  
2/13/2017 3:45 PM  
25-CV-2017-900034.00  
CIRCUIT COURT OF  
CULLMAN COUNTY, ALABAMA  
LISA MCSWAIN, CLERK

**IN THE CIRCUIT COURT OF CULLMAN COUNTY, ALABAMA**

SCHULTZ RAY CHARLES, )  
BEEBE DAVON, )  
BEEBE TYRONE, )  
DAVON BEEBE ET AL, )  
Plaintiffs, )  
 )  
V. ) Case No.: CV-2017-900034.00  
 )  
GENTRY SHERIFF MATT, )  
STATE OF ALABAMA, )  
DISTRICT COURT OF CULLMAN )  
COUNTY, )  
ADMINISTRATIVE OFFICE OF COURTS )  
ET AL, )  
Defendants. )

**ORDER**

After hearing, the petition for writ of habeas corpus and the petition for writ of mandamus are respectfully denied.

**DONE this 13<sup>th</sup> day of February, 2017.**

/s/ GREGORY A NICHOLAS  
CIRCUIT JUDGE